

Sep 10, 2019

SEAN F. McAVOY, CLERK

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

LORENE J.<sup>1</sup>,

Plaintiff,

vs.

ANDREW M. SAUL,  
COMMISSIONER OF SOCIAL  
SECURITY,<sup>2</sup>

Defendant.

No. 1:19-CV-03035-MKD

**ORDER GRANTING  
STIPULATED MOTION FOR  
REMAND PURSUANT TO  
SENTENCE FOUR OF 42 U.S.C. §  
405(g)**

**ECF Nos. 14, 18**

Before the Court is the parties' Stipulated Motion for Remand, ECF No. 18,  
of the above-captioned matter to the Commissioner for additional administrative

<sup>1</sup> To protect the privacy of plaintiffs in social security cases, the undersigned  
identifies them only by their first names and the initial of their last names.

<sup>2</sup> Andrew M. Saul is now the Commissioner of the Social Security Administration.  
Accordingly, the Court substitutes Andrew M. Saul as the Defendant and directs  
the Clerk to update the docket sheet. *See* Fed. R. Civ. P. 25(d).

1 proceeding pursuant to sentence four of 42 U.S.C. § 405(g). Attorney D. James  
2 Tree represents Plaintiff. Attorney Ryan Lu represents Defendant. The parties  
3 have consented to proceed before a magistrate judge. ECF No. 7. After  
4 consideration, **IT IS HEREBY ORDERED** that:

5 1. The District Court Executive is directed to substitute Andrew M. Saul as  
6 the Defendant and update the docket sheet.

7 2. The parties' Stipulated Motion for Remand, **ECF No. 18**, is **GRANTED**.

8 3. The above-captioned case be **REVERSED** and **REMANDED** to the  
9 Commissioner of Social Security for further administrative proceeding pursuant to  
10 sentence four of 42 U.S.C. § 405(g).

11 On remand, the parties stipulate that the ALJ will

12 (1) "Further develop the record and reevaluate the medical opinions,  
13 including those from Caryn Jackson, M.D., and Joanna Kass, ARNP";

14 (2) "Proceed with the sequential evaluation process, including, if needed,  
15 obtaining vocational expert testimony"; and

16 (3) "Offer Plaintiff the opportunity for a new hearing and issue a new  
17 decision.";

18 ECF No. 18 at 2.

19 4. Judgment shall be entered for **PLAINTIFF**.  
20

1           5. Plaintiff's Motion for Summary Judgment, **ECF No. 14**, is **STRICKEN**  
2 **AS MOOT.**

3           6. Upon proper presentation, this Court consider Plaintiff's application for  
4 fees and expenses under the Equal Access to Justice Act, 28 U.S.C. § 2412(d).

5           The District Court Executive is directed to enter this Order, **enter**  
6 **Judgment**, forward copies to counsel, and **CLOSE THE FILE.**

7           DATED September 10, 2019.

8                               s/Mary K. Dimke  
9                               MARY K. DIMKE  
10                              UNITED STATES MAGISTRATE JUDGE